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January 7, 2008

VIA FACSIMILE - (865-0337)

and U.S. Mail

Michael Crosby, Esq.
2111 25th Avenue
Gulfport, MS 39501

Re: Roderick Clark Miller v. Harrison County, Mississippi, et al.
U. S. District Court, Southern District of Mississippi, Southern Division
Civil Action No. 1:07cv541
Our File No. 1811.0108

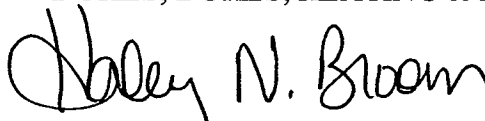
Dear Michael:

I have previously contacted your office on several occasions regarding the Plaintiff's Pre-Discovery Disclosures which are now past due. Also, please reference Sheriff Payne's First Set of Interrogatories and First Request for Production of Documents, and Phil Taylor's First Set of Interrogatories served on or about November 5, 2007. To date, we have not received your responses to this written discovery.

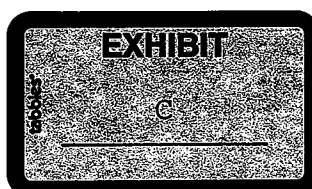
Please either provide Defendants with your responses on or before January 11, 2008 or sign the enclosed Good Faith Certificate on the line indicated, and return same to me in the stamped, self-addressed envelope. If I do not receive your Pre-Discovery Disclosures and discovery responses or the signed certificate from you on or before January 11, 2008, I will proceed with a Motion to Compel and note that you refused to sign certificate.

Sincerely,

DUKES, DUKES, KEATING & FANCA, P.A.



Haley N. Broom



HNB:lh
Enclosure

cc: John Whitfield
Jim Davis
Karen Young
George Hembree, III

FORM 5 (ND/SD Miss. Dec. 2000)

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI**

RODERICK CLARK MILLER

Plaintiff

v.

**CIVIL ACTION 1:07cv00541LGJMR
No.**

**HARRISON COUNTY, MISSISSIPPI, BY AND
THROUGH ITS BOARD OF SUPERVISORS,
HARRISON COUNTY SHERIFF
DEPARTMENT, SHERIFF GEORGE PAYNE,
OFFICIALLY AND IN HIS INDIVIDUAL CAPACITY,
DIRECTOR OF CORRECTIONS
MAJOR DIANNE GATSON-RILEY, OFFICIALLY
AND IN HER INDIVIDUAL CAPACITY, BOOKING
SUPERVISOR CAPTAIN RICK GASTON,
OFFICIALLY AND IN HIS INDIVIDUAL CAPACITY,
TRAINING DIRECTOR CAPTAIN PHIL
TAYLOR, OFFICIALLY AND IN HIS INDIVIDUAL
CAPACITY, CENTRAL CONTROL OFFICER
PRESTON WILLS, OFFICIALLY AND IN HIS
INDIVIDUAL CAPACITY, BOOKING ROOM
DEPUTY JERRED MARK NECAISE,
OFFICIALLY AND IN HIS INDIVIDUAL CAPACITY,
BOOKING ROOM DEPUTY CATHERINE
PAVOLINI, OFFICIALLY AND IN HER INDIVIDUAL
CAPACITY, AMERICAN CORRECTIONAL
ASSOCIATION, AND OTHER UNKNOWN
JOHN AND JANE DOES A-Z, ALSO IN THEIR
OFFICIAL AND INDIVIDUAL CAPACITIES**

Defendants

GOOD FAITH CERTIFICATE

FORM 5 (ND/SD Miss. DEC. 2000)

All counsel certify that they have conferred in good faith to resolve the issues in question and that it is necessary to file the following motion:

Motion to Compel

Counsel further certify that:

☒ as appropriate:

- ☐ 1. The motion is unopposed by all parties.
- ☐ 2. The motion is unopposed by:
- ☒ 3. The motion is opposed by: Plaintiff
- ☐ 4. The parties agree that replies and rebuttals to the motion shall be submitted to the magistrate judge in accordance with the time limitations stated in Uniform Local Rule 7.2

This the _____ day of _____ 2008.

Signature of Plaintiff's Attorney

Typed Name and Bar Number

Signature of Defendant's Attorney

Cy Faneca, MSB # 5128

Typed Name and Bar Number